

chance at signing marriage penalty relief into law. And I hope he will.

Now, I have to say that the Democrats' objections based on budget concerns rings a bit hollow. As the party who oversaw decades of deficit spending and reigned over an era when the Social Security Trust Fund was raided to finance big government spending, this newfound dedication to balanced budgets and debt reduction, while welcome, seems to be guided by an even stronger desire to deny the American people tax fairness and tax relief.

We are in no way jeopardizing those goals by promoting legislation that provides fundamental tax fairness to 42 million Americans and returns a very small percentage of the people's tax dollars to them in a time when we expect a \$1.82 trillion revenue excess in the next decade.

If we cannot give tax relief now, when can we? Let us loosen our clutches on the American taxpayer's money, act in fairness, and let families have just a little bit of their money back. Let us be straight with the American people about what we stand for.

I am proud to join my colleagues on this side of the aisle for real marriage penalty relief. I urge support for the rule and for the bill.

Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The SPEAKER pro tempore (Mr. SHIMKUS). The question is on the resolution.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. MOAKLEY. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 255, nays 165, not voting 14, as follows:

[Roll No. 12]

YEAS—255

Aderholt	Boehlert	Coburn
Archer	Boehner	Collins
Armey	Bonilla	Combest
Baca	Bonior	Cook
Bachus	Bono	Cooksey
Baird	Brady (TX)	Cox
Baker	Bryant	Crane
Ballenger	Burr	Crowley
Barcia	Burton	Cubin
Barr	Buyer	Cunningham
Barrett (NE)	Callahan	Danner
Bartlett	Calvert	Davis (VA)
Barton	Camp	Deal
Bass	Campbell	DeLay
Bateman	Canady	DeMint
Bereuter	Cannon	Diaz-Balart
Biggert	Carson	Dickey
Bilbray	Castle	Dicks
Bilirakis	Chabot	Doolittle
Bishop	Chambliss	Dreier
Bliley	Chenoweth-Hage	Duncan
Blunt	Coble	Dunn

Ehlers	Kuykendall	Rogers
Ehrlich	LaHood	Rohrabacher
Emerson	Largent	Ros-Lehtinen
Engel	Latham	Roukema
English	LaTourette	Royce
Eshoo	Lazio	Ryan (WI)
Ewing	Leach	Ryun (KS)
Fletcher	Lewis (CA)	Salmon
Foley	Lewis (KY)	Sandlin
Fowler	Linder	Sanford
Franks (NJ)	Lipinski	Saxton
Frelinghuysen	LoBiondo	Scarborough
Frost	Lucas (KY)	Schaffer
Gallely	Lucas (OK)	Sensenbrenner
Ganske	Maloney (CT)	Sessions
Gibbons	Manzullo	Shadegg
Gilchrest	McCrery	Shaw
Gillmor	McHugh	Shays
Gilman	McInnis	Sherwood
Goode	McIntosh	Shimkus
Goodlatte	McIntyre	Shows
Goodling	McKeon	Shuster
Goss	McKinney	Simpson
Graham	McNulty	Sisisky
Granger	Metcalf	Skeen
Green (WI)	Mica	Smith (MI)
Greenwood	Miller (FL)	Smith (TX)
Gutknecht	Miller, Gary	Smith (WA)
Hansen	Moakley	Souder
Hastings (WA)	Moore	Spence
Hayes	Moran (KS)	Stearns
Hayworth	Moran (VA)	Stump
Hefley	Morella	Stupak
Herger	Myrick	Sununu
Hill (IN)	Nethercutt	Sweeney
Hill (MT)	Ney	Talent
Hilleary	Northup	Tancredo
Hobson	Norwood	Tauzin
Hoekstra	Nussle	Taylor (NC)
Holt	Ose	Terry
Horn	Oxley	Thomas
Hostettler	Packard	Thornberry
Houghton	Paul	Thune
Hulshof	Pease	Tiahrt
Hunter	Pelosi	Toomey
Hutchinson	Peterson (PA)	Trafficant
Hyde	Petri	Udall (NM)
Inslee	Phelps	Upton
Isakson	Pickering	Vitter
Istook	Pitts	Walden
Jackson (IL)	Pombo	Walsh
Jenkins	Porter	Wamp
Johnson (CT)	Portman	Watkins
Johnson, Sam	Pryce (OH)	Watts (OK)
Jones (NC)	Quinn	Weldon (FL)
Kasich	Radanovich	Weldon (PA)
Kelly	Ramstad	Weller
Kildee	Rangel	Whitfield
Kilpatrick	Regula	Wicker
King (NY)	Reynolds	Wilson
Kingston	Riley	Wolf
Knollenberg	Roemer	Young (AK)
Kolbe	Rogan	Young (FL)

NAYS—165

Abercrombie	Cummings	Hinchey
Ackerman	Davis (FL)	Hoefel
Allen	Davis (IL)	Holden
Andrews	DeGette	Hooley
Baldacci	Delahunt	Hoyer
Baldwin	DeLauro	Jackson-Lee
Barrett (WI)	Deutsch	(TX)
Becerra	Dingell	John
Bentsen	Dixon	Johnson, E.B.
Berkley	Doggett	Jones (OH)
Berman	Dooley	Kanjorski
Blagojevich	Doyle	Kaptur
Blumenauer	Edwards	Kennedy
Borski	Etheridge	Kind (WI)
Boswell	Evans	Klecza
Boucher	Fattah	Klink
Boyd	Filner	Kucinich
Brady (PA)	Forbes	LaFalce
Brown (FL)	Ford	Lampson
Capuano	Frank (MA)	Lantos
Cerdano	Gejdenson	Larson
Clay	Gephardt	Lee
Clayton	Gonzalez	Levin
Clement	Gordon	Lewis (GA)
Clyburn	Green (TX)	Lowey
Condit	Gutierrez	Luther
Conyers	Hall (OH)	Maloney (NY)
Costello	Hall (TX)	Markey
Coyne	Hastings (FL)	Martinez
Cramer	Hilliard	Mascara

Matsui	Pastor	Stark
McCarthy (MO)	Payne	Stenholm
McCarthy (NY)	Peterson (MN)	Strickland
McDermott	Pickett	Tanner
McGovern	Pomeroy	Tauscher
Meehan	Price (NC)	Taylor (MS)
Meek (FL)	Rahall	Thompson (CA)
Meeks (NY)	Reyes	Thompson (MS)
Menendez	Rivers	Thurman
Millender-McDonald	Rodriguez	Tierney
Miller, George	Rothman	Towns
Minge	Roybal-Allard	Turner
Mink	Rush	Udall (CO)
Mollohan	Sabo	Velazquez
Murtha	Sanchez	Visclosky
Nadler	Sanders	Waters
Napolitano	Sawyer	Watt (NC)
Neal	Schakowsky	Waxman
Oberstar	Scott	Weiner
Obey	Serrano	Wexler
Oliver	Sherman	Weygand
Ortiz	Skelton	Wise
Owens	Slaughter	Woolsey
Pallone	Snyder	Wu
Pascrell	Spratt	Wynn
	Stabenow	

NOT VOTING—14

Berry	Farr	Lofgren
Brown (OH)	Fossella	McCollum
Capps	Gekas	Smith (NJ)
DeFazio	Hinojosa	Vento
Everett	Jefferson	

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Mr. JOHN, Ms. JACKSON-LEE of Texas, and Ms. BERKLEY changed their vote from "yea" to "nay."

Messrs. BARCIA, SMITH of Washington, BONIOR, and CROWLEY changed their vote from "nay" to "yea."

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

#### PERSONAL EXPLANATION

Mr. BERRY. Mr. Speaker, I was unavoidably detained for rollcall votes 11 and 12. Had I been present, I would have voted "yes" on rollcall vote No. 11, and "yes" on rollcall vote No. 12.

#### REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 3387

Mrs. EMERSON. Mr. Speaker, I ask unanimous consent that my name be removed as a cosponsor of H.R. 3387, which mistakenly was put on it.

The SPEAKER pro tempore (Mr. SHIMKUS). Is there objection to the request of the gentlewoman from Missouri?

There was no objection.

#### REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 6

Mr. MEEKS of New York. Mr. Speaker, I ask unanimous consent to remove my name as a cosponsor from H.R. 6.

The SPEAKER pro tempore. The request of the gentleman from New York (Mr. MEEKS) cannot be entertained. The bill is already on the Calendar.